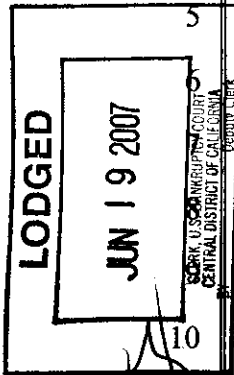
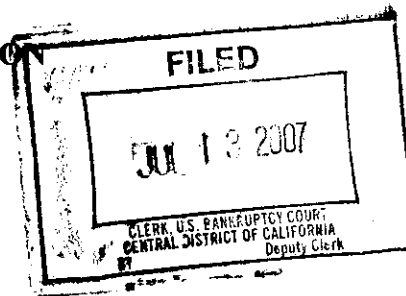
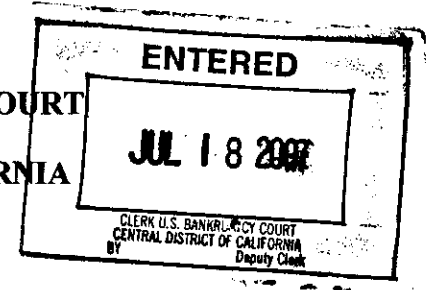


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2 EVE A. MARSELLA, ESQ. SBN 165797
3 CLARKSON, GORE & MARSELLA
4 A PROFESSIONAL LAW CORPORATION
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5 Special Counsel for
6 David K. Gottlieb, Chapter 7 Trustee

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UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION



In re

MORWEAR MANUFACTURING, INC.,

Debtor.

Case No. LA 05-27443-EC

In a Chapter 7 Case

**ORDER GRANTING APPLICATION BY
CHAPTER 7 TRUSTEE FOR AUTHORITY TO
EMPLOY CLARKSON, GORE & MARSELLA,
APLC, AS SPECIAL COUNSEL**

Date: June 6, 2007

Time: 1:30 p.m.

Ctrm: 1639

The Application by Chapter 7 Trustee David Gottlieb (the "Trustee" or "Applicant") in the bankruptcy case of Morwear Manufacturing, Inc. ("Debtor") for Authority to Employ Clarkson, Gore & Marsella, APLC ("CGM"), as Special Counsel (the "Application"), came on for hearing on June 6, 2007 at 1:30 pm in Courtroom 1639, which was continued from April 24, 2007 and May 15, 2007.

The Court, having reviewed all pleadings and evidence filed by the various parties in support of and opposition to the Application and amendments thereto presented by the Applicant,

1 and having considered all of the oral arguments made with respect to the Application, hereby
2 **GRANTS** the Application, as amended.

3 **IT IS THEREFORE ORDERED** that

4 (A) The Application, as amended, of David Gottlieb, Chapter 7 Trustee, to employ
5 Clarkson, Gore & Marsella, APLC, to serve a Trustee's Special Counsel in the matter of entitled
6 *David K. Gottlieb v. Eric Von Knipe, et al*, Adv. No. 05-02275-EC (the "Adversary
7 Proceeding"), under the terms and conditions of the engagement letter filed with the Court, as
8 orally amended on the record of June 6, 2007, with respect to (1) removal of arbitration of
9 disputes provisions as it pertains to the Trustee, and (ii) semi-monthly fee payments, is granted. *EC*

10 (B) CG&M may accept compensation for its services in connection with ~~this case~~ *The Adversary Proceeding*
11 direct payment from creditor, Dieter Raabe or his affiliated companies ("Creditor Raabe"),
12 subject to the restrictions imposed by this Court orally on the record of June 6, 2007.

13 (C) Creditor Raabe may seek reimbursement from the bankruptcy estate for such
14 payments made to CG&M (~~"Creditor Raabe"~~) by application to this Court, such reimbursement *EC*
15 to be limited to the benefit provided by the Adversary Proceeding.

16 **IT IS SO ORDERED.**

17 Dated: 7/13/07

18 *Ellen Carroll*
19 **ELLEN CAROLL**
20 **UNITED STATES BANKRUPTCY JUDGE**

21 Presented by:

22 **CLARKSON, GORE & MARSELLA,**
23 A Professional Law Corporation

24 By: *Scott C. Clarkson*
25 **Scott C. Clarkson, Esq.**
26 Special Counsel for Chapter 7 Trustee
27 David K. Gottlieb
28

PROOF OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 3424 Carson Street, Suite 350 Torrance, CA 90503. I am employed in the office of a member of the bar of this court, at whose direction I made this service.

On June 18, 2007, I served the foregoing document described as:

ORDER GRANTING APPLICATION BY CHAPTER 7 TRUSTEE FOR AUTHORITY TO EMPLOY CLARKSON, GORE & MARSELLA, APLC, AS SPECIAL COUNSEL

on the interested parties in this action by placing true and correct copies thereof enclosed in a sealed envelope(s) addressed as follows:

SEE ATTACHED LIST FOR PARTIES SERVED

☒ **(BY MAIL) As follows:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Torrance, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ **(BY HAND DELIVERY)** To the following:

☒ **(FEDERAL)** I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on June 18, 2007, at Torrance, California.


Tiffany Lawrence

SERVICE LIST

Ron Bender, Esq.
Levene, Neal, Bender, Rankin & Brill
10250 Constellation Bl., #1700
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Los Angeles, CA 90017

(OFFICE OF THE U.S. TRUSTEE)

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(CHAPTER 7 TRUSTEE)

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(ATTORNEY FOR ERIC VON KNIPE)

REQUEST FOR SPECIAL NOTICE LIST

Richard K. Diamond, Esq.
Trustee of Betanix Coatings, Inc.
c/o Steven J. Schwartz
Danning, Gill, Diamond & Kollitz
2029 Century Park East, 3rd Floor
Los Angeles, CA 90067-2904

**(CHAPTER 7 TRUSTEE FOR BETANIX
COATINGS, INC.)**

James I. Stang, Esq.
Jeffrey W. Dulberg, Esq.
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**(ATTORNEY FOR SMILAND
LAND COMPANY)**

Los Angeles County Treasurer and Tax Collector
P.O. Box 54110
Los Angeles, CA 90051-0110

(LA COUNTY TAX COLLECTOR)

NOTE TO USERS OF THIS FORM:

Physically attach this form as the last page of the proposed Order or Judgment.
Do **not** file this form as a separate document.

In re MORWEAR MANUFACTURING, INC.	CHAPTER <u>7</u>
Debtor:	CASE NUMBER: LA 05-27443-EC

**NOTICE OF ENTRY OF JUDGMENT OR ORDER
AND CERTIFICATE OF MAILING**

TO ALL PARTIES IN INTEREST ON THE ATTACHED SERVICE LIST:

1. You are hereby notified, pursuant to Local Bankruptcy Rule 9021-1(a)(1)(E), that a judgment or order entitled (specify):

ORDER GRANTING APPLICATION BY CHAPTER 7 TRUSTEE FOR AUTHORITY TO EMPLOY CLARKSON,
GORE & MARSELLA, APLC, AS SPECIAL COUNSEL

was entered on (specify date):

7/18/07

2. I hereby certify that I mailed a copy of this notice and a true copy of the order or judgment to the persons and entities on the attached service list on (specify date):

7/18/07

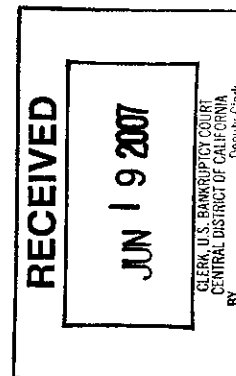
Dated:

7/18/07

JON D. CERETTO
Clerk of the Bankruptcy Court

By:

Deputy Clerk



SERVICE LIST

Ron Bender, Esq.
Levene, Neal, Bender, Rankin & Brill
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(ATTORNEY FOR TRUSTEE)

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